

10-01-03

MP#

Attorney's Pocket No.: 085391-031-165

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lawrence S. Maccherone
Serial No.: 10/606,656
Filed: June 26, 2003
For: Apparatus for Removing a Baked Article From a Mold
Confirmation No.: 8015

COMPLETION OF FILING REQUIREMENTS

Mail Stop Missing Parts
Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: Application Division

(check and complete this item, if applicable)

- I. ☒ This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed September 22, 2003.
- ☒ A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

- II. ☒ No declaration or oath was filed. Enclosed is an original declaration or oath for this application.

OR

- ☐ The declaration or oath which was filed was determined to be defective. A new original oath or declaration is attached.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
Date: September 30, 2003

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office

Signature

Patricia A. Merrill

Express Mail Mailing Label No. EU944848506US

Patricia Ann Merrill
(type or print name of person certifying)

(complete (c) or (d), if applicable)

Attached is a

- (c) ☒ A Statement by a registered attorney that the application filed in the PTO is the application which the inventors would have executed by signing the declaration.
- (d) ☐ Statement that the "attached" specification is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

AMENDMENT CANCELLING CLAIMS

- III. ☐ Cancel claims _____ inclusive.

**TRANSMITTAL OF ENGLISH TRANSLATION
OF NON-ENGLISH LANGUAGE PAPERS**

IV.

- ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

SMALL ENTITY STATUS

- V. ☐ Applicant claims small entity status

- ☐ A verified statement that this filing is by a small entity

(check and complete applicable items)

- ☐ is attached
☐ A separate refund request accompanies this paper.
- ☐ was filed on _____ (original)

COMPLETION FEES

VI.

WARNING: *Failure to submit the surcharge fees where required will cause the application to become abandoned. 37 CFR 1.53(d).*

1. Filing fee

- ☒ original patent application (37 CFR 1.16(a)—\$750.00; small entity—\$365.00) \$750.00
- ☐ design application (37 CFR 1.16(f)—\$300.00; small entity—\$150.00)

2. Fees for claims

- ☐ each independent claim in excess of 3 (37 CFR 1.16(b)—\$76.00; small entity—\$38.00) \$
- ☐ each claim in excess of 20 (37 CFR 1.16(c)—\$22.00; small entity—\$11.00) \$
- ☐ multiple independent claim(s) (37 CFR 1.16(d)—\$240.00; small entity—\$120.00) \$
- \$

3. Surcharge fees

- ☐ late payment of filing fee

and/or

- ☒ late filing of original declaration or oath (37 CFR 1.16(e)—\$130.00; small entity—\$65.00); \$130.00

4. ☐ Petition and fee for filing by other than all the inventors or a person not the inventor (37 CFR 1.17(h) and 1.47—\$130.00) \$

5. ☐ Fee for processing an application filed with a specification in a non-English language (37 CFR 1.17(k) and 1.52(d)—\$130.00) \$

6. ☐ Fee for processing and retention of application (37 CFR 1.21(l) and 1.53(d)—\$300.00) \$__

7. ☒ Assignment (See "ASSIGNMENT COVER SHEET".) \$40.00

Total completion fees \$920.00

EXTENSION OF TIME

VII.

(complete (a) or (b as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

- (a) ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 410.00	\$ 205.00
<input type="checkbox"/>	three months	\$ 930.00	\$ 465.00
<input type="checkbox"/>	four months	\$ 1,450.00	\$ 725.00

Fee \$

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

or

- (b) ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

VIII.

The total fee due is

Completion fee(s)	\$920.00
Extension fee (if any)	\$

TOTAL FEE DUE \$920.00

PAYMENT OF FEES

IX.

- ☒ Enclosed is a check in the amount of \$920.00.
- ☐ Charge Account No. _____ in the amount of \$ _____
A duplicate of this request is attached.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

X.

WARNING: *Accurately count claims, especially multiple dependant claims, to avoid unexpected high charges if extra claims are authorized.*

☒ The Commissioner is hereby authorized to charge the following additional fees which may be required by this paper and during the pendency of this application to Account No. 10-1202.

☒ 37 CFR 1.16(a), (f) or (g) (filing fees)

☒ 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)

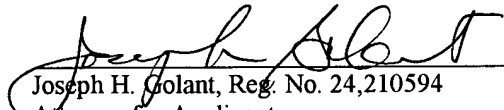
☒ 37 CFR 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

☒ 37 CFR 1.17 (application processing fees)

WARNING: *While 37 CFR 1.17(a), (b), (c) and (d) deal with extensions of time under § 1.136(a) this authorization should be made only with the knowledge that: "Submission of the appropriate extension fee under 37 CFR 1.1367(a) is to no avail unless a request or petition for extension is filed." (Emphasis added). Notice of November 5, 1985 (1060 O.G. 27).*

☐ 37 CFR 1.18 (issue fee at or before mailing Notice of Allowance, pursuant to 37 CFR 1.311(b))

Respectfully submitted,



Joseph H. Golant, Reg. No. 24,210594
Attorney for Applicant
Jones Day
Suite 3500
77 West Wacker Drive
Chicago, Illinois 60601-1692
Tel. No.: (312) 782-3939

September 30, 2003

CHI-1372338v1